

3. A Notice of Waiver of Service of Summons has been filed with the Campbell County Circuit Court on behalf of Defendants, William Clerico and Wolverine Over The Road, LLC pursuant to *Tenn. R. Civ. P. 4.07*.

4. The parties are citizens of different states. Plaintiff is a citizen and resident of Madison County, Kentucky. Defendant, William Clerico is a citizen and resident of Logan County, Wolverine Over The Road, LLC is an Ohio corporation, Larry Fuentes is a citizen and resident of Livingston County, New York, The Pike Company, Inc. is a New York corporation with its principal office located in Rochester, New York and Future Logistics Systems, LLC is a Ohio corporation with its principal office located in DeGraff, Ohio.

5. The plaintiff demands a judgment against the defendants, jointly and severally for compensatory damages in an amount exceeding \$75,000.00 and punitive damages in an unknown amount. (See Complaint). Therefore, this action is a civil action over which this Court has original jurisdiction under 28 U.S.C. §1331, and is one which may be removed to this Court by the Defendants pursuant to the provisions of 28 U.S.C. § 1441. This court also has original subject matter jurisdiction over this action pursuant to 28 U.S.C. §1332.

6. This Removal Notice is timely pursuant to 28 U.S.C. § 1446(a).

7. Any civil action brought in a State Court of which the United States District Court has original jurisdiction may be removed by the Defendants to that District Court embracing the place where such action is pending. 28 U.S.C. § 1441(a). Since this civil action is now pending in the Campbell County Circuit Court, at Jacksboro, Tennessee, the Eastern District of Tennessee, Eastern Division at Knoxville, Tennessee, is the proper forum for removal.

8. The plaintiffs have heretofore sought no similar relief.

9. Written notice of the filing of this Notice of Removal of the above-referred

action shall be promptly delivered to all parties through their counsel of record. A copy of the Notice of Removal will be filed promptly with the Clerk of the Campbell County Circuit Court.

WHEREFORE, Defendants, William Clerico and Wolverine Over The Road, LLC request that this Court take jurisdiction of this action and issue all necessary orders and process to remove said action from the Campbell County Circuit Court to the United States District Court for the Eastern District of Tennessee, Eastern Division at Knoxville.

Respectfully submitted,

TRAMMELL, ADKINS & WARD, P.C.

s/ Terrill L. Adkins
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that an exact copy of this pleading has been served on all counsel of record by placing same in the United States Mail, postage prepaid, by delivering same to the office of said counsel, or via facsimile.

G. Turner Howard, III Esq.
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This 14 day of October, 2022.

TRAMMELL, ADKINS & WARD, P.C.

s/ Terrill L. Adkins
Terrill L. Adkins